

CRIMINAL DOCKET - U.S. District Court

PO ☐ 417 5 Assigned 1707
 Misd. ☐
 Felony ☒ District Off Judge/Magistr.

☐ WRIT
☐ JUVENILE
☐ ALIAS
 OFFENSE ON INDEX CARD

U.S.

VS.

Name Change per Order 3/16/89
 JOHN DOE a/k/a "Todd"
 Goodworth, Tod Alexander
 Drug violation

Case Filed
 Mo. Day Yr.
 02 14 89
 No. of Def's 4 U.S. MAG. CASE NO.

Docket No. Def.
 00009 04

I. CHARGES

U.S. TITLE/SECTION 21§846
 OFFENSES CHARGED Conspiracy to possess with intent to distribute in excess of 5 kilograms of cocaine Count 1
 ORIGINAL COUNTS
 DISM. NG
 GUILTY NOLO

II. KEY DATE

INTERVAL ONE KEY DATE 3-14-89 in FLA. EARLIEST OF
 END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL) KEY DATE 02-14-89
 END INTERVAL TWO KEY DATE 5-4-89
 1st appears with or waives counsel 4-6-89
 ARRAIGNMENT 5-4-89
 1st Trial Ended
 2nd Trial Began
 DISPOSITION DATE
 SENTENCE DATE
 PTD Nolle Pros.
 FINAL CHARGES DISMISSED on def motion on gov motion

III. MAGISTRATE
 Search Warrant Issued Return
 Summons Issued Served
 Arrest Warrant Issued
 COMPLAINT
 Date of Arrest
 OFFENSE (In Complaint)
 INITIAL APPEARANCE DATE
 PRELIMINARY EXAMINATION
 REMOVAL HEARING
 WAIVED NOT WAIVED
 INTERVENING INDICTMENT
 OUTCOME: DISMISSED HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
 HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW

Show last names and suffix numbers of other defendants on same indictment
 BARNES, BARNES III, CHRISTY

ATTORNEYS
 U.S. Attorney or Asst.

J. DOUGLAS McCULLOUGH

Defense: 1 ☐ CJA. 2 ☐ Ret. 3 ☐ Waived. 4 ☐ Self. 5 ☐ Non / Other. 6 ☐ PD. 7 ☐ CD

4/5/89 per USA - attorney is Cloud Miller (J. Robert Cooper)
 P. O. Drawer 15040
 Atlanta, Ga. 30315

(Per Judge's Office - local counsel not needed)

(Per Mr. Cooper in Mr. Miller's office Rick Hunter has been retained as local counsel)
 I.A. and Ar & Tr. 4/17/89 at NB at 4:30 P.M.

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

70 days up: 6/19/89

Sen. Guidelines: 12/4/89 Wilson

FINE AND RESTITUTION PAYMENTS
 DATE RECEIPT NUMBER C.D. NUMBER
 Docket Entries Begin On Reverse Side

JLE 20 21 40 In Out
 BAIL • RELEASE
 PRE-INDICTMENT
 Release Date
 Bail Denied Fugitive
 Pers. Rec.
 AMOUNT SET
 \$
 Date Set
 10% Dep.
 Surety Bnd
 Bail Not Made Collateral
 Date Bond Made 3rd Prty
 Other
 POST-INDICTMENT
 Release Date
 Bail Denied Fugitive
 Pers. Rec.
 AMOUNT SET
 \$
 Date Set
 10% Dep.
 Surety Bnd
 Bail Not Made Collateral
 Date Bond Made 3rd Prty
 Other
 APPEALS FEE PAYMENTS

DATE		Yr.	Docket No.	Def.	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT		PAGE	OF	VI EXCLUDABLE DELAY		
DOCUMENT NO.									Start Date End Date	Ltr Code	Total Days
(OPTIONAL) Show last names of defendants											
V. PROCEEDINGS											
02-14-89	1	INDICTMENT FILED-									
2-15-89	2	Request for warrant to be issued by the U.S. Attorney									
	3	ISSUED WARRANT Original and one copy of warrant to U.S. Marshal w/c copy of indictment for service. 1c U.S. Attorney ms									
3/16/89	--	RECEIVED - Field Report - orig. warrant sent to USMS,S/F1. for execution.									
3-15-89	4	MOTION TO AMEND DOCUMENTS TO REFLECT TRUE NAME ON DEFENDANT - by: Christine Dean, AUSA - 1c: Mag. Denson jh									
3-16-89	5	ORDER the Clerk is directed to strike the name John Doe, a/k/a "Todd" and replace it with the name TOD ALEXANDER GOODWORTH on the original of the indictment and all other court documents in this matter. (Mag. Denson) O.B.#38, P.168 - c: AUSA, USPO, USM, Mag. Denson, Wil. Div., J. Fox, Counsel jh									
3-16-89	6	ORDER the Clerk is directed to strike the name ANNA BARNES and replace it with the name ANNE BARNES on the original indictment and all other court documents in this matter. (J. Rich Leonard, Clerk) O.B.#38, P.173 c: AUSA, USPO, USM, J. Fox, Counsel, Wil. Office jh									
3/27/89	--	RETURN ON WARRANT FOR ARREST on Indictment - arrested 3/14/89 by Pattie D. Clarke, DUSM sr									
4-6-89	--	USA request case be set week of 4/10/89 in New Bern - deft. to arrive back in distr. on 4/7 or later. Judge's office said to set for 4/17/89 at 4:30 P.M. in New Bern. sr									
4-6-89	--	ISSUED NOTICE TO APPEAR - set for initial appearance and arraign. and trial on 4/17/89 at 4:30 P.M. in NB before Judge Fox. 1c: Judge Fox, USA, Mr. Miller, USM, USPO NB Div. Office, Joyce Todd and Court Reporter. sr									
4-6-89	--	After above notice mailed - case set for I.A. on 4/10/ at 10 A.M. before Mag. Denson in Raleigh - Maureen advised USPO, USA and USM and put on CA1 - I contacted Atty. Cooper in Atlanta and he is to contact Rick Hunter in Raleigh who will attend the I.A. - I advised USA, USM and USPO and atty. that it is still set for Ar. & Tr. in NB on 4/17/89 at 4:30 P.M. (Per USM deft. will be back in distr. on Sunday) sr									
4-7-89	--	MAGISTRATE'S PAPERS FROM SOUTHERN DISTRICT OF FLA - 1. Waiver of Rule 40 hearings 2. Commitment to Another District 3. Order & Advise to Deft. and Commitment Order - Bond set at \$500,000 corporate surety - No Bond Hearing Held IN FLORIDA 4. Order appointing FPD in Florida sr									
4-10-89		at Raleigh - Mag. Denson- recorded - INITIAL APPEARANCE Advised of charges, penalties and rights. Motion for detnetion or in the alternative continue bond set in Florida. Waives Detention Hearing. Deft. to retain counsel. Counsel to enter notice of appearance by April 17, 1989.									
	7	NOTICE OF LIMITED APPEARANCE									
	8	ORDER OF PRETRIAL DETETNION - It is hereby ordered, without opposition, that the defendant be detained pending trial. Mag. Denson CR OB # 38, p 210 cys. dist. (ent. 4-10-89) ms									

LETTER CODES

For identifying periods of excludable delay per 18 USC 3161 (h) [Sections in brackets]

A. Exam or hearing for mental/physical incapacity (18 USC 4244) [(1)(A)]

B. NARA exam (18 USC 2902) [(1)(B)]

C. State/Fed. proceedings on other charges [(1)(D)]

D. Interlocutory appeal [(1)(E)]

E. Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]

F. Transfer from other district per FRCP 20.21 or 40 or Mag. Rule 6a [(1)(G)]

G. Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)]

H. Misc. proceedings: arraignment, parole, probation, revocation, Deportation, extradition [(1)]

5. Deferral of prosecution (per 28 USC 2902) [(1)(C)]

6. Transportation from another district or to/from examination or hospitalization in 10 days or [(1)(H)]

7. Consideration of Court of proposed plea agreement [(1)(I)]

I. Prosecution deferred by mutual agreement [(2)]

M. Unavailability of defendant or essential witness [(3)(A,B)]

N. Period of mental/physical incompetence of def. to stand trial [(4)]

O. Period of NARA commitment/treatment [(5)]

P. Superseding indictment and/or new charges [(6)]

R. Def. awaiting trial of co-defendant & no severance has been granted [(7)]

T. Continuances granted per (h)(8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance [(8)(A,B)]

T1. Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B,iii)]

T2. Case unusual or complex [(8)(B,ii)]

T3. Indictment/arrest can't be filed in 30 days [(8)(B,vi)]

T4. Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B,iv)]

U. Time up to withdrawal guilty plea, 3161(i)

W. Grand Jury indictment time extended 30 more days, 3161 (b)

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

GOODWORTH, Tod Alexander

89-9-04-CR-5

AO 256A

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
**	(Document No.)				
4/14/89	ISSUED AMENDED NOTICE TO APPEAR - AR. & tr. set for 4/17/89 at 4:30 P.M. in New Bern continued until 4/24/89 at 11 A.M. in Wilmington, N.C. before Judge Fox. lc: Judge Fox, USA, Mr. Miller, mr. Hunter, USM USPO, New BERN, Wilm., Joyce Todd and Court Reporter sr				(re-set for 5/4)
4/14/89	9. NOTICE OF LIMITED APPEARANCE by ATty. J. Robert Cooper P. O. Box 150400, Atlanta, Ga. 30315 - lc: USPO, Fox, Denson				
4/14/89	10. MOTION FOR ADMISSION TO PRACTICE PRO HAC VICE by ATty. Cooper. lc: Judge Fox sr				
**					
4/10/89	11. MOTION - for Fed. agents to remove deft. from custody of USM to prepare for trial by Govern. lc: Mag. McCotter sr				
	12. ORDER - allowing fed. agent to remove deft. from custody of USM for preparation for trial, etc., (McCotter, Mag.) Cr. OB#38, P. 220. cys. to USA and USM. (ent. 4/15/89) & counsel sr				
4-21-89	-- Per Mr. Richard Hunter - he has not been retained as local counsel and is not in the case. (Advised Judge Fox's office) sr				
4-24-89	13. ORDER - re: motion for admission to practice pro hac vice - granted and court waives Local Rule 2.04. (Fox, J) Cr. OB#38, P. 228				
4-24-89	-- Wilm. - JUDGE Fox - Talley Taylor Ct. Reporter Deft. sworn - competent Arraignment - problem w/entry of plea - case continued tentatively until 4/28/89 in Wilm. Attys. to advise the court if they can have hearing on 4/28/89. (case file being held in Wilm. pending hearing possibly on 4/28). sr				
4-26-89	-- ISSUED NOTICE TO APPEAR - re-set for Ar. & Tr. (Rule 11) before Judge Britt on 5/4/89 at 9 A.M. in Raleigh. lc: USA and Mr. Miller. (Sen. to be handled by Judge Fox) sr				
5-4-89	-- RALEIGH - Judge Britt for Judge Fox - JO BUSH CT. REPORTER Deft. sworn - competent local counsel waived				
	14. MEMORANDUM OF PLEA AGREEMENT - lc: USA, USPO, Judge Fox and Mr. Cooper. Plea of G/Ct. 1 - accepted Per Doug McCullough - offense ended for this deft. prior to 11/13/84. Sen: 7/31/89 - NB - 9 A.M. - NB (continued see 5/26/89) DEFT. IN CUSTODY:				

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5/26/89	15. ORDER - sen. currently sch. for 7/17/89 is continued until 9/5/89 at Wilm. -need add. time to complete pre-SEN. REPORT. lc: USA, USPO, USM and Mr. Cooper (ent. 5/26/89)	sr			
8/3/89	16. MOTION TO RELEASE CONFISCATED FUNDS - moves to release \$1,323.48 taken by FBI in SDFla. w/cs. lc: Judge Fox (Attorney failed to include exhibits 1-4 - which they are putting in the mail today)	sr	8/3/89 9/28/89		
8/7/89	17. GOVERNMENT'S ANWER TO DEFENDANT'S MOTION FOR RETURN OF SEIZED MONEY w/cs. lc: Judge Fox	sr			
8/8/89	-- REceived EXhibits which were to be attached to Motion to Release Confiscated fund filed 8/3/89 - lc: Judge Fox	sr			
8/15/89	18. ORDER - re: motion for order directing FBI to return \$1,323.48- Govern to file w/n 20 days of receipt of this order a memorandum indicating whether the money has been returned to deft - motion in abeyance. (Fox, J) Cr. OB339, P. 145. lc: USA and Mr. Cooper (ent. 8/15/89)	sr			
8/16/89	<u>ISSUED NOTICE TO APPEAR - set for sentencing. on Tuesday, Sept. 5, 1989, at 9 A.M. in Wilm., N.C. before Judge Fox - lc: USA and Mr. Cooper</u>				
8/25/89	19. GOVERNMENT'S MOTION FOR CONTINUANCE OF SENTENCING w/cs. lc: Judge Fox (moves to continue from 9/5 Sess.)		8/25/89 8/29/89		
8/29/89	20. ORDER - govern's m/continue from 9/5/89 session is granted - sen. of deft. is continued to 12/4/89 Session in Wilm. (Fox, J) Cr. OB#39, P. 183. lc: USA, USPO USM and Mr. Cooper. (ent. 8/29/89)	sr			
9/12/89	21. GOVERNMENT'S RESPONSE to the court's Order of August 15, 1989; cs to Mr.Cooper; cy to Judge Fox	bb			
9/28/89	22. ORDER - upon info. rec'd from FBI money has been returned to deft. - deft's "M/Release confiscated Funds filed 8/3/89 is DENIED AS MOOT. (Fox, J) Cr. OB#40, P. 83. lc: USA and Mr. Cooper (ent. 9/28/89)	sr			
11-10-89	-- ISSUED NTOICE TO APPEAR - set for sentencing on 12/4/89 at 9 A.M. in Wilm. before Judge Fox - lc: USA and Mr. Cooper	sr			
12/4/89	-- Wilm. - Judge Fox - Talley Taylor Ct. Reporter Evid. for Govern - Ct. finds cocaine to be less than 5 kilograms				
	23. JUDGMENT AND PROBATION/COMMITMENT ORDER 7 yrs. impr. (Fox, J) Cr. OB# 40 P.19/ . lc: USPO, deft. Mr. Cooper, Judge Fox, 2c: USA and USPO (ent. 12/5/89)	sr			
1/29/90	MARSHALS RETURN on J & C - Deft. del. to F. P. C.I. Talladega, Al				
12/26/89	Deft. del. F.P.C. - Eglin	ag			